

# State of Wisconsin



2013 Assembly Bill 559

Date of enactment: **March 27, 2014**

Date of publication\*: **March 28, 2014**

## 2013 WISCONSIN ACT 163

AN ACT *to repeal* 110.20 (8) (am) 5., 342.20 (4) and 343.05 (1) (b); *to amend* 59.07 (2), 194.23 (1), 194.34 (1), 194.41 (1), 341.14 (6r) (b) 9. b., 341.14 (6r) (fm) 7. and 342.20 (3); *to repeal and recreate* 341.14 (6r) (f) 15m.; and *to create* 341.14 (6r) (f) 15n., 341.14 (6r) (f) 15o., 341.14 (6r) (f) 15p. and 341.14 (6r) (f) 15q. of the statutes; **relating to:** special group plates for women veterans, vehicle title information provided to county registers of deeds, the issuance of more than one motor vehicles operator's license to a person, location of emissions inspection stations, and insurance registration for motor carriers operating in multiple jurisdictions (suggested as remedial legislation by the Department of Transportation).

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 59.07 (2) of the statutes is amended to read:

59.07 (2) No action may be brought or maintained against a county, for disclosure of information that is received under ~~s. 342.20 (3) and maintained under s. 342.20 (4) or that is received under s. 30.572 (4) and maintained under s. 30.572 (5).~~

**SECTION 2.** 110.20 (8) (am) 5. of the statutes is repealed.

**SECTION 3.** 194.23 (1) of the statutes is amended to read:

194.23 (1) No person may operate any motor vehicle as a common motor carrier unless the person first obtains a certificate and, if required under this chapter, a permit issued by the department, or unless the person is registered by another state under ~~a single state or the~~ unified carrier registration system consistent with the standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the operation of the vehicle, except that no permit is required for the operation of a semitrailer. The

department may issue or refuse to issue any certificate. The department may attach to the exercise of the privilege granted by a certificate any terms or conditions which are permitted under this chapter.

**SECTION 4.** 194.34 (1) of the statutes is amended to read:

194.34 (1) No person may operate any motor vehicle as a contract motor carrier unless the person first obtains a license and, if required under this chapter, a permit issued by the department, or unless the person is registered by another state under ~~a single state or the~~ unified carrier registration system consistent with the standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the operation of the motor vehicle, except that no permit is required for the operation of a semi-trailer. The department may refuse to issue any license or may attach to the exercise of the privilege granted by a license any terms or conditions which are permitted under this chapter.

**SECTION 5.** 194.41 (1) of the statutes is amended to read:

194.41 (1) No permit or vehicle registration may be issued to a common motor carrier of property, contract

\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

motor carrier, or rental company, no permit or vehicle registration may remain in force to operate any motor vehicle under the authority of this chapter, and no vehicle registration may be issued or remain in force for a semi-trailer unless the carrier or rental company has on file with the department and in effect an approved certificate for a policy of insurance or other written contract in such form and containing such terms and conditions as may be approved by the department issued by an insurer authorized to do a surety or automobile liability business in this state under which the insurer assumes the liability prescribed by this section with respect to the operation of such motor vehicles. The certificate or other contract is subject to the approval of the department and shall provide that the insurer shall be directly liable for and shall pay all damages for injuries to or for the death of persons or for injuries to or destruction of property that may be recovered against the owner or operator of any such motor vehicles by reason of the negligent operation thereof in such amount as the department may require. Liability may be restricted so as to be inapplicable to damage claims on account of injury to or destruction of property transported, but the department may require, and with respect to a carrier transporting a building, as defined in s. 348.27 (12m) (a) 1., shall require, a certificate or other contract protecting the owner of the property transported by carriers from loss or damage in the amount and under the conditions as the department may require. No permit or vehicle registration may be issued to a common motor carrier of passengers by any motor vehicle, or other carrier of passengers by motor bus, except those registered in accordance with s. 341.26 (2) (a) and (d), and no permit or vehicle registration may remain in force to operate any motor vehicle unless it has on file with the department a like certificate or other contract in the form and containing the terms and conditions as may be approved by the department for the payment of damages for injuries to property and injuries to or for the death of persons, including passengers, in the amounts as the department may require. This subsection does not apply to a motor carrier that is registered by another state under a single-state or the unified carrier registration system consistent with the standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a.

**SECTION 6.** 341.14 (6r) (b) 9. b. of the statutes is amended to read:

341.14 (6r) (b) 9. b. A fee of \$15 shall be charged for the issuance or reissuance of a plate for the a special group specified under par. (f) 15m. to 15q. All moneys received under this subd. 9. b. in excess of the initial costs

of production of the special group plate under par. (f) 15m., ~~2011 stats.~~, or \$23,700, whichever is less, shall be deposited in the veterans trust fund.

**SECTION 7.** 341.14 (6r) (f) 15m. of the statutes is repealed and recreated to read:

341.14 (6r) (f) 15m. Woman veteran air force.

**SECTION 8.** 341.14 (6r) (f) 15n. of the statutes is created to read:

341.14 (6r) (f) 15n. Woman veteran army.

**SECTION 9.** 341.14 (6r) (f) 15o. of the statutes is created to read:

341.14 (6r) (f) 15o. Woman veteran coast guard.

**SECTION 10.** 341.14 (6r) (f) 15p. of the statutes is created to read:

341.14 (6r) (f) 15p. Woman veteran marine corps.

**SECTION 11.** 341.14 (6r) (f) 15q. of the statutes is created to read:

341.14 (6r) (f) 15q. Woman veteran navy.

**SECTION 12.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

341.14 (6r) (fm) 7. After October 1, 1998, additional authorized special groups may only be special groups designated by the department under this paragraph. The authorized special groups enumerated in par. (f) shall be limited solely to those special groups specified under par. (f) on October 1, 1998. This subdivision does not apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m., 15m., ~~15n., 15o., 15p., 15q.~~ 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., 58., 59., 60., 61., 61m., and 61r.

**SECTION 13.** 342.20 (3) of the statutes is amended to read:

342.20 (3) Upon receipt of the certificate of title, application, and the required fee, or upon receipt of the security interest statement and required fee if the secured party has utilized the process specified in s. 342.245 (1), the department shall issue to the owner a new certificate containing the name and address of the new secured party. The department shall deliver to such new secured party, unless the secured party utilized the process specified in s. 342.245 (1), ~~and to the register of deeds of the county of the owner's residence,~~ memoranda, in such form as the department prescribes, evidencing the notation of the security interest upon the certificate; and thereafter, upon any assignment, termination or release of the security interest, additional memoranda evidencing such action.

**SECTION 14.** 342.20 (4) of the statutes is repealed.

**SECTION 15.** 343.05 (1) (b) of the statutes is repealed.